

## **FINAL DETERMINATION: APPROVED**

The Department has made a final determination to approve the PROPOSED SUBSTANTIAL CHANGE TO A NUTRIENT MANAGEMENT PLAN for Orthland Dairy subject to the following conditions and applicable requirements of Ch. NR 243, Wis. Adm. Code:

1. The following field is approved and added to the NMP:
  - a. **TG-1** (30 acres)
2. Maintain a record of W soils investigations used to determine field areas where groundwater is less than 24” from the surface just prior to manure application. Include a copy of the record in the 2016 NMP Update, due March 31, 2017.
3. A copy of this conditional approval shall be included in Orthland Dairy’s NMP.

The substantial NMP change information, information from the WPDES permit file and comments received from members of the public within the allotted public comment period(s) were used as a basis for this final determination.

The final determination, response to comments and other information related to this substantial NMP modification is available on the Department’s internet site at: <http://dnr.wi.gov/permits/water/notices.html>.

As provided by s. 283.63, Stats., and ch. 203, Wis. Adm. Code, persons desiring further adjudicative review of this final determination may request a public adjudicatory hearing. A request shall be made by filing a verified petition for review with the Secretary of the Department of Natural Resources within 60 days of the date that this substantial change to the nutrient management plan was approved by the Department. Further information regarding the conduct and nature of public adjudicatory hearings may be obtained by contacting the Department of Natural Resources, Bureau of Watershed Management, WPDES Permits, Box 7921, Madison, Wisconsin 53707 and by review of ch. NR 203, Wis. Adm. Code, s. 283.63 Stats., and applicable code law.

Please keep in mind that approval by the Department of Natural Resources – Runoff Management Program does not relieve you of obligations to meet all other applicable federal, state or local permits, zoning and regulatory requirements.

WDNR Reviewer: Andrea Gruen

Date: 12-1-16